

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

KEVIN POWELL,
Plaintiff

v.

DR. JOHN SYMONS,
Defendant

:
:
:
:
:
:
:

No. 4:07-cv-02225

(Judge Kane)

ORDER

AND NOW, on this 6th day of November 2013, **IT IS HEREBY ORDERED THAT**
Magistrate Judge Schwab's Report and Recommendation (Doc. No. 228) is **NOT ADOPTED**.

IT IS FURTHER ORDERED THAT Defendant's motion for summary judgment (Doc.
No. 189) is **DENIED**, and the above-captioned action is referred back to Magistrate Judge
Schwab for pretrial management.

s/ Yvette Kane
Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania